

Message

From: Kawaoka, Keith E [keith.kawaoka@doh.hawaii.gov]
Sent: 2/16/2017 9:58:42 PM
To: steven.chang@doh.hawaii.gov; Scott, Jeff [Scott.Jeff@epa.gov]
CC: Hargrove, Wade H [Wade.H.Hargrove@hawaii.gov]
Subject: FW: Red Hill bill
Attachments: DAV17214.pdf; DAV17214_XML.DOC

Comments? If questions, call me.

Keith

From: Yamamoto, Alan (Hirono) [mailto:Alan_Yamamoto@hirono.senate.gov]
Sent: Thursday, February 16, 2017 11:34 AM
To: Higuchi, Dean (EPA) <Higuchi.Dean@epa.gov>; Yamada, Stuart H. <stuart.yamada@doh.hawaii.gov>; Kawaoka, Keith E <keith.kawaoka@doh.hawaii.gov>
Subject: FYI: Red Hill bill

Dean, Keith, Stuart:

The details of the bill are as follows:

Purpose: To provide oversight and improvement of the Red Hill Bulk Fuel Storage Facility. The bill provides members of Hawaii's Congressional delegation an opportunity to conduct proper oversight of the federal parties—Navy, Defense Logistics Agency (DLA), and EPA—that are enjoined in a September 2015 Administrative Order on Consent/Statement of Work (AOC/SOW) with the State of Hawaii to protect Oahu's drinking water from fuel leaks. The bill would require the Navy, DLA, and EPA to request funding their annual budgets for any expected or planned deliverables that are required of them under the AOC/SOW. This will ensure the federal parties are properly resourcing the AOC/SOW without interfering with the framework that provides the basis for cooperation between the state and federal parties.

The specific sections of the bill would:

Establish a findings and sense of Congress relative to Red Hill (documenting the history of the facility, its importance to the military mission in Hawaii and the Pacific, the instances of fuel leaks, and the obligations of the federal parties to the State under the AOC/SOW). In establishing a sense of Congress, it would find that the annual budget submissions of the Department of Defense and Environmental Protection Agency must adequately reflect the funding requirements necessary to meet the deliverables committed to under the AOC/SOW. (Sec. 3 and 4)

The bill would establish a requirement that the DoD (for the Navy and DLA) and EPA must, as part of their annual budget justifications, include details of how funding supports those fiscal year deliverables for the AOC/SOW. DoD must also include information about future years budgets. (Sec. 5)

Finally, the bill would also double the legal threshold for the amount of money that the Secretary of Defense is authorized to expend on unspecified minor military construction (this would give DoD the flexibility between annual appropriations to make major improvements in Red Hill without congressional authorization, but still subject to congressional notification). The \$6.7 million UMMC threshold reflects the 2.26 area cost factor for Hawaii. (Sec. 6)

The bill may be dropped in the Senate as soon as today and Hanabusa is supposed to introduce the companion in the House.

Can I ask you to review the bill text and let me know if you see anything you want to flag for our office.

The delegation may do a joint press release upon introduction.

Thank you.

Alan T. Yamamoto
Office of U.S. Senator Mazie Hirono
Phone (808) 522-8970